

FACSIMILE COVER SHEET

OCT 25 2006

GOODWIN MCKAY

Barristers, Solicitors, Patent and Trademark Agents

Firm Email: info@gmiplaw.com

Phone: (403) 203-0107 - Facsimile (403) 203-0403
goodwin@gmiplaw.com & mckay@gmiplaw.com



222 Parkside Place, 602-12th Avenue S.W., Calgary, AB, T2R 1J3, Canada

FACSIMILE No.: (571) 273-8300

Total Pages in Fax 13

ATTENTION: Examiner Ernesto Garcia

VOICE No.:

COMPANY: USPTO Group Art Unit TC 3679

OUR FILE No.: 2270-001

Your File No.: 10/773,250

DATE: October 25, 2006

NOTES:

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In re application of:

APPLICANT: Michael J. ALBERTS.

ART UNIT: 2116

SERIAL NO. : 10/773,250 :

Examiner: Ernesto GARCIA

FILED: February 9, 2004

TITLE: MODULAR STACKABLE FENCE APPARATUS

CERTIFICATE OF MAILING OR TRANSMISSION		
I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office Central Facsimile number <u>1-571-273-8300</u> on the date shown below.		
Signature		
Name (Print/Type)	SEAN GOODWIN	Date 10/25/06

M:\Group Files\Fax Covers\GMIT-Z\USPTO TC 3679 before final.doc

The information contained in this facsimile is confidential and subject to solicitor - client privilege. If the reader is not the intended recipient or the agent thereof, you are hereby notified that any dissemination, distribution or copying of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately and we will arrange for the return of the original facsimile to us at our expense.

Serial No. 10/773,250

Attorney Docket # 2270-001

RECEIVED
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 25 2006

In re application of:

APPLICANT: Michael J. ALBERTS.

ART UNIT: 2116

SERIAL NO. : 10/773,250 :

Examiner: Ernesto GARCIA

FILED: February 9, 2004

TITLE: **MODULAR STACKABLE FENCE APPARATUS**

October 25, 2006

U. S. Commissioner of Patents and Trade-Marks
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
U.S.A.

Via Facsimile to Technology Center 2116 (After Final) 1-571-273-8300

Sir:

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

This amendment is responsive to the Examiner's Notice of Non-compliant Amendment dated October 19, 2006 in regards to Applicant's response to FINAL action dated June 19, 2006 and due September 19, 2006 without penalty and following a request for Continued Examination filed September 29, 2006.

Only copies of the corrected portions are attached hereto as required.